

SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

BILL: SB 1138

SPONSOR: Senator Clary

SUBJECT: Professional Service Providers

DATE: March 14, 2003

REVISED: 03/02/03 _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Oxamendi</u>	<u>Imhof</u>	<u>RI</u>	<u>Fav/1 amendment</u>
2.	_____	_____	<u>GO</u>	_____
3.	_____	_____	<u>AGG</u>	_____
4.	_____	_____	<u>AP</u>	_____
5.	_____	_____	<u>RC</u>	_____
6.	_____	_____	_____	_____

I. Summary:

This bill expresses the intent to revise the laws relating to the duties and responsibilities of professional service providers.

II. Present Situation:

The bill expresses the legislative intent to revise the laws relating to the duties and responsibilities of professional service providers.

III. Effect of Proposed Changes:

SB 1138 provides that the Legislature intends to enact legislation to revise laws relating to the duties and responsibilities of professional service providers.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Economic Impact and Fiscal Note:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

Professional service providers may be affected by the revision of laws relating to their duties and responsibilities.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Amendments:

#1 by Regulated Industries (WITH TITLE AMENDMENT)

The amendment adds paragraphs (e) and (f) to s. 768.28(10), F.S., to provide that professional firms or their employees that contract with the Department of Transportation to perform monitoring and inspection of the work required for the construction of roadways, bridges and other transportation facilities to ensure the project is constructed in conformity with the plans, specifications and contract provisions. The amendment also provides that any contract by the agent with the state must provide for the state's indemnification. The amendment also provides that this section shall not be construed as designating persons providing construction engineering and inspection services as agents of the state for purposes of ch. 440, F.S., except as provided in s. 440.09, F.S.